

Appl. No.: 09/977,615

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicants : Jennifer K. Grenier, *et al.*Title : SOLID SUPPORT ASSAY SYSTEMS
AND METHODS UTILIZING
NON-STANDARD BASES

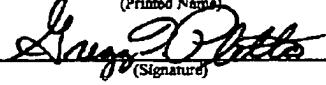
Appl. No. : 09/977,615

Filing Date : 10/15/2001

Examiner : Frank Lu

Art Unit : 1634

Confirm No. : 2586

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on September 10, 2004.	
<u>Gregory T. Pletta</u> (Printed Name)	
 (Signature)	
September 10, 2004 (Date of Deposit)	

TRANSMITTED FACSIMILE NOT RECEIVED**ADDITIONAL COPY OF TRANSMISSION UNDER 37 C.F.R. § 1.8(b)**

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

On July 13, 2004, the Applicants submitted -- via facsimile -- a response to the Office Action dated June 1, 2004. In August, the undersigned learned that the status of the response is "incomplete" because the PTO only received the first of five pages that was transmitted on July 13 (*i.e.*, only the Facsimile Transmittal sheet was received).

As set forth on the July 13 Facsimile Transmittal sheet, the response comprised: (1) a response to the June 1, 2004, Office Action; (2) a petition for a one-month extension of time; and (3) PTO form 2038. The response included a Certificate of Transmission for each piece of correspondence stating that the date of transmission was July 13, 2004. Enclosed herewith is a copy of the previously transmitted response (5 pages).

ERA-PAT015-USS

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Enclosed also please find a copy of the EraGen sending unit's report confirming that on July 13, 2004, five pages were sent to the USPTO.

Because the undersigned is in full compliance with 37 C.F.R. 1.8(b), namely, promptly responding after becoming aware that the Office has no evidence of receipt of the previous, complete transmission; supplying an additional copy of the previously transmitted response; and including a copy of the sending unit's report confirming transmission, the undersigned asks that the Office consider the response timely filed on July 13, 2004. Accordingly, the only fee due is the \$55.00 extension fee, whereby payment is authorized by credit card (see PTO form 2038).

Please contact me should any questions arise regarding the documents submitted herewith. Thank you.

Respectfully submitted,

By



Date September 10, 2004

EraGen Biosciences, Inc.
Customer Number: 33534
Telephone: (608) 662-9000 x345
Facsimile: (608) 662-9003

Gregory T. Pletta
Attorney for Applicants
Registration No. 47,864

Appl. No.: 09/977,615

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jennifer K. Grenier, et al.

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Gregory T. Pletta
(Printed Name)

Gregory T. Pletta
(Signature)

September 10, 2004
(Date of Deposit)

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SEP 10 2004

FACSIMILE TRANSMITTALCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are the following documents:

- Letter informing the Office of a previous transmission under 37 C.F.R. § 1.8(b) (2 pages);
- Copy of the previous transmission dated July 13, 2004 (5 pages); and
- Copy of EraGen sending unit's confirmation report dated July 13, 2004 (1 page).

Please contact me should any questions arise regarding the documents submitted herewith. Thank you.

Respectfully submitted,

By *Gregory T. Pletta*Date September 10, 2004

EraGen Biosciences, Inc.
Customer Number: 33534
 Telephone: (608) 662-9000 x345
 Facsimile: (608) 662-9003

Gregory T. Pletta
 Attorney for Applicants
 Registration No. 47,864

ERA-PAT015-US5

Appl. No.: 09/977,615

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicants : Jennifer K. Grenier, *et al.*Title : SOLID SUPPORT ASSAY SYSTEMS
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NON-STANDARD BASES

Appl. No. : 09/977,615

Filing Date : 10/15/2001

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Art Unit : 1634

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_____ Gregory T. Pletta (Printed Name)	
 _____ (Signature)	
_____ July 13, 2004 (Date of Deposit)	

FACSIMILE TRANSMITTAL

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are the following documents:

- Response to Restriction Requirement;
- Petition for One-Month Extension of Time; and
- Credit Card Payment Form (PTO-2038).

Please contact me should any questions arise regarding the documents submitted herewith. Thank you.

Respectfully submitted,

By 

Date July 13, 2004

EraGen Biosciences, Inc.
Customer Number: 33534
 Telephone: (608) 662-9000 x345
 Facsimile: (608) 662-9003

Gregory T. Pletta
 Attorney for Applicants
 Registration No. 47,864

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<u>Gregory T. Pletta</u> (Printed Name)	
<u>Gregory T. Pletta</u> (Signature)	
July 13, 2004 (Date of Deposit)	

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated June 1, 2004, containing a Restriction Requirement, please consider the following remarks. Submitted herewith is a Petition for Extension of Time.

REMARKS

Claims 1-39 have been restricted into three (3) groups as follows:

Group I -- claims 1-6, 8, 9, 12-19, 27, 28, and 36-39, drawn to

- (i) a method of assaying one or more target oligonucleotides in a sample (claims 1-6, 8, 9, 12-18, 27, 28, and 36);
- (ii) a method of assaying a target oligonucleotide in a sample (claim 19); and
- (iii) a method of assaying at least two target oligonucleotides in a sample (claims 37-39);

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Group II -- claims 20-22, 24, 26, and 29-35, drawn to

- (i) a method of assaying a target oligonucleotide in a sample (claims 20, 29, and 30);
- (ii) a method of assaying at least two target oligonucleotides (claims 24, 33-35); and
- (iii) a method of assaying a target oligonucleotide (claim 26);

Group III -- claim 25, drawn to a kit.

The Applicants elect, without traverse, **Group II**, claims 20-22, 24, 26, and 29-35.

The time for responding to the Office Action was set for July 1, 2004. Enclosed herewith is a Petition for Extension of Time under 37 C.F.R. § 1.136(a) for a period sufficient to permit the timely filing of this response.

Respectfully submitted,

Date July 13, 2004

By



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HP LaserJet 3100
Printer/Fax/Copier/ScannerSEND CONFIRMATION REPORT for
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Jul-13-04 4:57PM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
401	7/13 4:56PM	1'20"		USPTO Send.....	5/ 5	EC144	Completed.....

Total 1'20"

Pages Sent: 5 Pages Printed: 0

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jeanette K. Chander, et al.
 Title : SOLID SUPPORT ASSAY SYSTEMS
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 Examiner : Frank I.a
 Art Unit : 1634
 Confirm No. : 2586

Gregory T. Pletto
 July 13, 2004
 (Date of Deposit)

FACSIMILE TRANSMITTAL

Commissioner for Patents
 P.O. Box 1430
 Alexandria, VA 22313-1430

Dear Sir:

Transmitted herewith are the following documents:

- Response to Restriction Requirement;
- Petition for One-Month Extension of Time; and
- Credit Card Payment Form (PTO-2038).

Please contact me should any questions arise regarding the documents submitted herewith. Thank you.

Respectfully submitted,

By 

Date July 13, 2004

Gregory T. Pletto
 Attorney for Applicant
 Registration No. 47,864

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